



DEPARTMENT OF THE NAVY
HEADQUARTERS UNITED STATES MARINE CORPS
2 NAVY ANNEX
WASHINGTON, DC 20380-1775

IN REPLY REFER TO:

5720

ARSF-F2/11U100674

August 2, 2011

MR JASON SMATHERS
185 BEACON STREET #3
SOMERVILLE MA 02143

Dear Mr. Smathers:

SUBJECT: FILE NUMBER HQMC-201100569

This refers to your July 1, 2011, Freedom of Information Act (FOIA) request by which you seek to obtain a copy of all documents released pursuant to the FOIA requests controlled under file numbers HQMC-201000710, HQMC-201000711, HQMC-201000712, HQMC-201000713, and HQMC-201000714. This also follows up our correspondence to you of July 7, 2011.

Please be advised that there were no documents released in response to the FOIA requests controlled under the above-referenced file numbers. The FOIA requests were determined to be unperfected on the issue of fees and administratively closed. Accordingly, there are no documents responsive to your request.

Further be advised that I am denying your requests for media requester status and a "public interest" waiver of fees. Review of your request reveals that you failed to demonstrate with the required specificity why you should be granted such requests. See 32 C.F.R. Part 286 and 32 C.F.R. Part 701.

Because your request for media requester status is denied, I have categorized you as an "Other Requester" for the purpose of assessing FOIA processing fees. As such, you are entitled to two hours search and 100 pages of office copy duplication at no cost to you but would, normally, be responsible for the payment of any incurred search and/or duplication costs exceeding your free entitlement. In this instance, there were no duplication costs incurred and search time amounted to less than two hours. Accordingly, there are no charges for the processing of your request in this instance.

In view of the above, you may consider this an adverse determination that may be appealed to the General Counsel, Department of the Navy (Attn: FOIA Appeals), 1000 Navy Pentagon, Room 5A532, Washington, DC 20350-1000. Your appeal must be postmarked within 60 calendar days from the date of this letter to be considered and should include a copy of your

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initial request letter, a copy of this correspondence, and a written statement indicating why you believe your appeal should be granted. I recommend that your appeal letter and its envelope both bear the notation, "Freedom of Information Act Appeal."

Questions concerning this action should be directed to Ms. Barbara Gonzalez of my staff at (571) 256-8636 or (703) 614-4008. Please reference the subject line file number whenever corresponding on this matter. I am the official responsible for this determination.

Sincerely,

A handwritten signature in black ink, appearing to read "Teresa D. Ross", with a stylized flourish at the end.

TERESA D. ROSS
Head, FOIA/PA Section (ARSF)
Security Programs & Info Mgmt Branch
Administration & Resource Mgmt Division